

04-22-a7

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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	09/404,706																																					
		Filing Date	September 23, 1999																																					
		First Named Inventor	WILLIAMS, LEWIS																																					
		Group Art Unit	1631																																					
		Examiner Name	ZHOU, SHUBO																																					
Total Number of Pages in This Submission		23	Attorney Docket Number	2300-1492																																				
<b>ENCLOSURES (check all that apply)</b>																																								
<table border="0"><tr><td><input type="checkbox"/> Fee Transmittal Form</td><td><input type="checkbox"/> Assignment Papers (for an Application)</td><td><input type="checkbox"/> After Allowance Communication to Group</td></tr><tr><td><input type="checkbox"/> Fee Attached</td><td><input type="checkbox"/> Drawing(s)</td><td><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences</td></tr><tr><td><input type="checkbox"/> Amendment / Reply</td><td><input type="checkbox"/> Licensing-related Papers</td><td><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</td></tr><tr><td><input type="checkbox"/> After Final</td><td><input type="checkbox"/> Petition</td><td><input type="checkbox"/> Proprietary Information</td></tr><tr><td><input type="checkbox"/> Affidavits/declaration(s)</td><td><input type="checkbox"/> Petition to Convert to a Provisional Application</td><td><input type="checkbox"/> Status Letter</td></tr><tr><td><input type="checkbox"/> Extension of Time Request</td><td><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address</td><td><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):</td></tr><tr><td><input type="checkbox"/> Express Abandonment Request</td><td><input type="checkbox"/> Terminal Disclaimer</td><td>1. Petition to Withdraw Holding of Abandonment</td></tr><tr><td><input type="checkbox"/> Information Disclosure Statement</td><td><input type="checkbox"/> Request for Refund</td><td>2. Copy of Notice of Abandonment</td></tr><tr><td><input type="checkbox"/> Certified Copy of Priority Documents</td><td><input type="checkbox"/> CD, Number of CD(s)</td><td>3. Exhibit A-Copy of Response dated 10-16-03</td></tr><tr><td><input type="checkbox"/> Response to Missing Parts/ Incomplete Application</td><td></td><td>4. Exhibit B-Copy of Postcard dated 10-16-03</td></tr><tr><td><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53</td><td></td><td>5. Exhibit C-Copy of Express Mail Receipt</td></tr><tr><td></td><td></td><td>6. Postcard</td></tr></table>					<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information	<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Petition to Withdraw Holding of Abandonment	<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	2. Copy of Notice of Abandonment	<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CD(s)	3. Exhibit A-Copy of Response dated 10-16-03	<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		4. Exhibit B-Copy of Postcard dated 10-16-03	<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		5. Exhibit C-Copy of Express Mail Receipt			6. Postcard
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		6. Postcard																																						
Remarks																																								
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>																																								
Signing Attorney/Agent (Reg. No.)	JAMES S. KEDDIE, PH.D., 48,920 BOZICEVIC, FIELD & FRANCIS, LLP																																							
Signature																																								
Date	April 20, 2004																																							

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Exhibit B



COPY

Atty/Sec: JSK/SMA

Atty Docket No. 2300-1492

Date Mailed: October 16, 2003

Application No.: 09/404,706

Filing Date: September 23, 1999

Inventor(s): WILLIAMS, LEWIS T.

Title: "HUMAN GENES AND GENE EXPRESSION  
PRODUCTS"

Enclosure(s):

❖ Response (15 pages)

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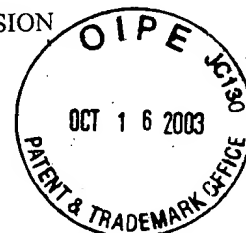




EXHIBIT C



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ORIGIN (POSTAL USE ONLY)

PO ZIP Code: 94025	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In: 11/16/03 Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage: \$ 17.85
Time In: 4:40 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight: 1 lbs. 0 oz.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials: [Signature]	Total Postage & Fees: \$ 17.85

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Delivery Attempt	Time <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
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**EXPRESS MAIL CERTIFICATION**

Date of Deposit: 10/16/2003 I hereby certify that the below-listed papers or fees were inserted into a package addressed to: Commissioner for Patents, PO BOX 1450, Alexandria, Virginia 22313-1450 and was deposited by me with the United States Postal Service "Express Mail Post Office Addressee" service under 37 C.F.R. § 1.10 on the date indicated above.

Signature

*A. Silvestrini*

Date

10/16/03

Atty. Docket No.	Serial Number	Description	Atty.	Fee
✓ 2300-1624	09/803,719	Response to Final OA	JSK	
✓ 2300-1492	09/404,706	Response to Office Action	JSK	
✓ BERK-012CIP	10/286,606	Transmittal, Restriction Election	PAB	
✓ LIFE-090CON3	10/602,365	Transmittal, Preliminary Amendment	CML	
✓ CNVG-009	10/187,655	Transmittal, IDS, SB08A, Copies of (2) Cited References	CML	
✓ CNVG-007CON2	10/613,593	Transmittal, Copy of Notice to File Corrected Papers, (20) Sheets of Figures	CML	
✓ LIFE-090CON4	10/613,117	Transmittal, Fee Transmittal <i>in duplicate</i> , Supplemental ADS, Marked-Up OFR, Preliminary Amendment	CML	\$290
✓ BEAR-005CON	10/132,920	PTOL-85B <i>in duplicate</i>	KYB	\$965